

**UNITED STATES DISTRICT COURT  
FOR THE  
WESTERN DISTRICT  
OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	
	:	
<b>v.</b>	:	
	:	
	:	
<b>DONNA GAGICH</b>	:	<b>CR. NO. 04-41</b>

**MOTION FOR CONTINUANCE**

AND NOW, comes the defendant, Donna Gagich, by and through her attorney, Gene P. Placidi, Esq. and files the following Motion for Continuance of her trial date, averring in support thereof as follows:

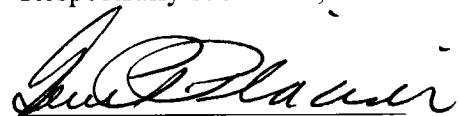
1. The defendant is charged by federal indictment at the above term and number with one (1) count of Conspiracy to Commit Mail Fraud.
2. The defendant was notified that her trial is scheduled for the October, 2005 term of criminal court.
3. The defendant is in continued plea negotiations with the government and is in need of additional time to adequately work out a plea agreement.
4. . The undersigned counsel is in need of additional time to adequately prepare a defense on behalf of the defendant in the event that the plea negotiations break down.
5. Christopher Trabold, A.U.S. A. for the Western District of Pennsylvania hereby consents to the trial being continued to the next term of criminal court.
6. Donna Gagich, the defendant in the above captioned matter, is aware the next criminal court is December, 2005.

7. Understanding that the next term of criminal court is December 2005, the defendant, Donna Gagich, hereby consents to this matter being continued to the next term of court.

**WHEREFORE**, the defendant respectfully requests that the Court enter an Order to continue her trial from the October, 2005 term of court to the December 2005 term of court.

Respectfully submitted,

By:

A handwritten signature in black ink, appearing to read "Gene P. Placidi", written over a horizontal line.

Gene P. Placidi, Esq.  
Attorney for the Defendant  
502 West 7<sup>th</sup> Street  
Erie, Pennsylvania 16502

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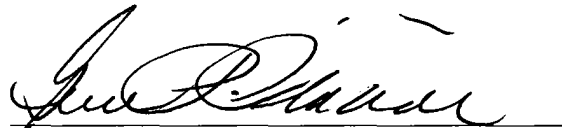
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of defendant's  
Motion for Continuance was served upon the following, by hand delivery or first class  
United States Mail, on the 31<sup>st</sup> day of October 2005, to the party listed below:

Christopher Trabold  
Assistant U.S. Attorney  
Federal Courthouse, Room A330  
17 South Park Row  
Erie, Pennsylvania 16501

MELARAGNO & PLACIDI

By:

  
Gene P. Placidi, Esq.